



Reply to Attn of:

July 16, 2009

CC-A

TO: Distribution

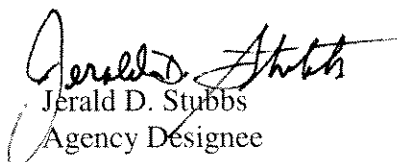
FROM: CC/Chief Counsel

SUBJECT: Attendance at the Boeing Company Small Business Reception

The Boeing Company will sponsor a reception that recognizes the small business contribution to total team success and to our Nation's quest for Space Exploration, at the Radisson Resort at the Port, Cape Canaveral, Florida on July 21, 2009. Approximately 100 guests from small business community leaders, aerospace leaders, representatives of state and local government, NASA personnel, and academia have been invited to attend a reception. The cost of the event is \$25 a person.

This event is a "widely attended gathering." The event will provide agency representatives the opportunity to discuss matters of interest to NASA with officials from state and local Governments, members of academia, local small business', and aerospace leaders. It is in the Government's best interest for those NASA employees who are invited to this event to attend as representatives of NASA. In accordance with 5 C.F.R. § 2635.204(g)(3)(i), Widely Attended Gatherings and Other Events, I have determined NASA's ongoing interest in the contributions of local Government and business' outweighs the concern that free attendance at this event may, or may appear to, improperly influence NASA personnel in the performance of their official duties. Accordingly, NASA employees whose duties do not substantially affect Boeing may accept an invitation for free attendance at the event.

This determination does not apply to employees whose duties affect the sponsor nor does it cover employees in certain non-career positions. NASA employees whose duties may substantially affect the sponsor, such as by way of procurement duties, should seek an individual determination pursuant to 5 C.F.R. § 2635.204(g)(3)(i) regarding participation in this event from the Chief Counsel's Office. NASA employees who are in non-career positions for which Executive Order 13490 requires the signing of an ethics pledge may attend only if they make arrangements with the sponsor to reimburse the cost of their attendance.

  
Jerald D. Stubbs  
Agency Designee

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